

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

AMANDA L. WALDEN,

Plaintiff,

v.

Case No. 10-cv-432-JPG

VILLAGE OF NEW ATHENS, VILLAGE
OF NEW ATHENS BOARD OF POLICE
COMMISSIONERS, WILLIAM O.
RAINEY, BRYAN RAUSCH, DENNIS
BREITHAUPT and VILLAGE OF NEW
ATHENS POLICE DEPARTMENT,

Defendants.

MEMORANDUM AND ORDER

This matter comes before the Court on the defendants' motion to dismiss (Doc. 24). Since the defendants filed the motion to dismiss, the plaintiff has amended the complaint (Doc. 32). Because the motion to dismiss is directed at the original complaint, which is no longer the operative pleading in this case, *Massey v. Helman*, 196 F.3d 727, 735 (7th Cir. 1999), the Court **DENIES as moot** the motion to dismiss (Doc. 24).

IT IS SO ORDERED.

DATED: November 15, 2010

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE